

1 HONORABLE RICARDO S. MARTINEZ
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10 UNITED STATES DISTRICT COURT
11 WESTERN DISTRICT OF WASHINGTON
12 AT SEATTLE
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15 UNITED STATES OF AMERICA,

16 Plaintiff,

17 v.

18 STATE OF WASHINGTON,

19 Defendant.

20 CASE NO. C70-9213

21 Subproceeding No. 17-02

22 STIPULATION AND MOTION SETTING
23 PAGE LIMITS FOR MOTIONS TO
24 DISMISS

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26 The undersigned parties (“Moving Parties”) stipulate as follows and jointly move for
the relief set out below. The Moving Parties have inquired of all parties and have not been
informed that any party to this action opposes entry of the order below.

1. In this action, the Muckleshoot Tribe seeks to establish additional usual and
accustomed fishing areas, as described in the Request for Determination [Dkt. 3].

2. On August 11, 2017, the Court entered an Order (Dkt. 21) setting a briefing
schedule for anticipated motions to dismiss and/or summary judgment motions (the
“Motions”). That Order stated that the parties “shall confer with each other no later than
September 25, 2017 on appropriate page limits for all briefs, and shall present a motion to the
Court for consideration on or before September 29, 2017 regarding page limitations for all
briefs.”

STIPULATION AND MOTION RE PAGE LIMITS
FOR MOTIONS TO DISMISS - 1
(Case No. C70-9213 / Sub No. 17-02)

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3. As ordered, the parties have conferred. The parties anticipate there will be two Motions filed and an indeterminate number of joinders. The parties agree that the Court should order the following relief:

- a. The two Motions filed on or before October 13, 2017 will be limited to twenty-four pages each.
- b. Any party that intends to join the Motions and/or to file a brief containing argument in support of the Motions shall do so no later than October 27, 2017. Joinders shall be limited to five pages and shall not repeat arguments made in the Motions.
- c. Responsive materials in opposition to the Motions and joinders shall be filed on or before November 27, 2017. Briefs in opposition shall be limited to twenty-four pages per Motion; provided, however, that the two opposing briefs of twenty-four pages may be combined into one brief at the option of the filing party, and opposing parties will be allowed extra pages to address any argument(s) made in any brief joining the Motions, but only to the extent that such argument(s) were not raised in the Motions. Such additional pages shall be limited to the number of pages addressing such argument(s) in the filed joinders.
- d. Reply briefs shall not exceed twelve pages each.

4. The Moving Parties stipulate to entry of the order below.

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1 DATED this 29th day of September, 2017.

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18 and Jamestown S'Klallam Tribe

ORDER

Based on the foregoing stipulation, and for good cause shown,

IT IS SO ORDERED.

DATED this 2 day of October 2017.



RICARDO S. MARTINEZ
CHIEF UNITED STATES DISTRICT JUDGE

STIPULATION AND MOTION RE PAGE LIMITS
FOR MOTIONS TO DISMISS - 5
(Case No. C70-9213 / Sub No. 17-02)

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